

**IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA**

STATE OF OKLAHOMA, *et al.*

Plaintiffs,

vs.

TYSON FOODS, INC., *et al.*

Defendants.

Case No. 05CV0329JOE-SAJ

**JOINDER BY SEPARATE DEFENDANTS GEORGE’S,
INC. AND GEORGE’S FARMS, INC., IN REPLIES BY
OTHER DEFENDANTS TO PLAINTIFFS’ RESPONSES
IN OPPOSITION TO MOTIONS TO DISMISS,
MOTIONS TO STAY, AND INTEGRATED
BRIEF IN SUPPORT THEREOF**

Come now the separate Defendants George’s, Inc. and George’s Farms, Inc. (“George’s”), join in the following Replies filed by other Defendants to Plaintiffs’ responses in opposition to Motions to Dismiss and Motions to Stay, and incorporate by reference all statements, arguments, exhibits and points of authority contained therein:

1. Tyson Poultry, Inc.’s Reply in Support of its Motion to Dismiss Count 3 of Plaintiffs’ First Amended Complaint. [Dkt. No. 145]
2. Reply Memorandum of Tyson Foods, Inc. in Support of its Motion to Dismiss Counts 4-10 of the First Amended Complaint. [Dkt. No. 144]
3. Cobb-Vantress, Inc.’s Reply in Support of Motion to Dismiss Counts Four, Six, Seven, Eight, Nine and Ten of the First Amended Complaint or, Alternatively, to Stay the Action. [Dkt. No. 142]

4. Tyson Chicken, Inc.'s Reply on its Motion to Dismiss Counts 4, 5, 6 and 10 of the First Amended Complaint under the Political Question Doctrine. [Dkt. No. 146]

5. Reply to Plaintiffs' Response to Tyson Foods, Inc., Tyson Poultry, Inc., Tyson Chicken, Inc. and Cobb-Vantress, Inc.'s Motion for a More Definite Statement With Respect to Counts One and Two of the First Amended Complaint. [Dkt. No. 143]

6. Reply to Plaintiffs' Response in Opposition to Peterson Farms, Inc.'s Motion to Dismiss, and Brief in Support. [Dkt. No. 149]

7. Reply to Plaintiffs' Response in Opposition to Motion to Peterson Farms, Inc.'s Alternative Motion to Stay Proceedings Pending Appropriate Regulatory Action, and Brief in Support. [Dkt. No. 147]

DATED this 7th day of December, 2005.

WHEREFORE, PREMISES CONSIDERED, George's, Inc. and George's Farms, Inc. pray that the Complaint(s) and amendments thereto by Plaintiffs as asserted against George's, Inc. and George's Farms, Inc. be dismissed with prejudice to re-filing, for its costs and attorneys' fees, and for all other just and proper relief.

Gary V. Weeks
James M. Graves (OB #16657)
BASSETT LAW FIRM LLP
221 North College Avenue
P.O. Box 3618
Fayetteville, AR 72702-3618
(479) 521-9996
(479) 521-9600 Facsimile

-AND-

s/ Randall E. Rose
Randall E. Rose
OBA #7753
The Owens Law Firm, P.C.
234 West 13th Street
Tulsa, OK 74119
(918) 587-0021
(918) 587-6111 Facsimile
*Attorneys for Defendants George's Inc.
and George's Farms, Inc.*

CERTIFICATE OF SERVICE

I hereby certify that on December 7, 2005, I electronically transmitted the foregoing document to the Clerk of the Court using the ECF System for filing and transmittal of a Notice of Electronic Filing to the following ECF registrants:

W.A. Drew Edmondson
OFFICE OF ATTORNEY GENERAL
State of Oklahoma
2300 N. Lincoln Blvd, Suite 112
Oklahoma City, OK 73105
Attorney for Plaintiff

David Phillip Page
James Randall Miller
Louis Werner Bullock
MILLER KEFFER & BULLOCK
222 S. Kenosha
Tulsa, OK 74120-2421
Attorneys for Plaintiff

Douglas Allen Wilson
Melvin David Riggs
Richard T. Garren
Sharon K. Weaver
RIGGS ABNEY NEAL TURPEN
ORBISON & LEWIS
502 W. 6th St.
Tulsa, OK 74119-1010
Attorneys for Plaintiff

Robert Allen Nance
Dorothy Sharon Gentry
RIGGS ABNEY NEAL TURPEN
ORBISON & LEWIS
5801 N. Broadway, Suite 101
Oklahoma City, OK 73118-7481
Attorneys for Plaintiff

J. Trevor Hammons
4545 N. Lincoln Blvd., Suite 260
Oklahoma City, OK 73105
Attorney for Plaintiff

Terry W. West
The West Law Firm
124 W. Highland St.
PO Box 698
Shawnee, OK 74802-0698
*Attorney for Cargill, Inc. and Cargill
Turkey Production, Inc.*

Elizabeth C. Ward
Frederick C. Baker
MOTLEY RICE, LLC
28 Bridgeside Blvd.
Mount Pleasant, SC 29464
Attorneys for Plaintiff

Theresa Noble Hill
John H. Tucker
Colin H. Tucker
RHODES HIERONYMUS JONES
TUCKER & GABLE
POB 21100
100 W. 5th St., Suite 400
Tulsa, OK 74121-1100
*Attorneys for Cargill, Inc. and Cargill
Turkey Production, Inc.*

A. Scott McDaniel
Chris A. Paul
Nicole M. Longwell
Philip D. Hixon
Martin A. Brown
JOYCE, PAUL & MCDANIEL, P.C.
1717 S. Boulder Ave., Suite 200
Tulsa, OK 74119-4833
Attorneys for Peterson Farms, Inc.

R. Thomas Lay
KERR, IRVINE, RHODES & ABLES
201 Robert S. Kerr Ave., Suite 600
Oklahoma City, OK 73102-4203
Attorneys for Willow Brook Foods, Inc.

Robert W. George
Kutack Rock, LLP
The Three Sisters Building
214 W. Dickson St.
Fayetteville, AR 72701-5221
Attorney for Tyson Foods, Inc., Tyson Poultry, Inc., Tyson Chicken, Inc., and Cobb-Vantress, Inc.

John R. Elrod
Vicki Bronson
CONNER & WINTERS, P.C.
100 West Center Street, Suite 200
Fayetteville, AR 72701-6081
Attorneys for Simmons Foods, Inc.

Bruce W. Freeman
CONNER & WINTERS, P.C.
15 E. 5th St., Suite 3700
Tulsa, OK 74103
Attorney for Simmons Foods, Inc.

Thomas J. Grever
Jennifer S. Griffin
LATHROP & GAGE (KANSAS CITY)
2345 Grand Blvd., Suite 2800
Kansas City, MO 64108-2684
Attorneys for Willow Brook Foods, Inc.

Patrick M. Ryan
Stephen L. Jantzen
RYAN, WHALEY, COLDIRON AND SHANDY, P.C.
119 N. Robinson, Room 900
Oklahoma City, OK 73102-4617
Attorneys for Tyson Foods, Inc., Tyson Poultry, Inc., Tyson Chicken, Inc., and Cobb-Vantress, Inc.

Robert P. Redemann
Lawrence W. Zeringue
David C. Senger
PERRINE, MCGIVERN, REDEMANN, REID, BERTY & TAYLOR, PLLC
PO Box 1710
Tulsa, OK 74101-1710
Attorneys for Cal-Maine Foods, Inc. and Cal-Maine Farms, Inc.

Robert E. Sanders
E. Stephen Williams
YOUNG WILLIAMS, PA
PO Box 23059
Jackson, MS 39225-3059
Attorney for Cal-Maine Foods, Inc. and Cal-Maine Farms, Inc.

I further certify that on December 7, 2005, I served the foregoing document by regular mail through the United States Postal Service, postage properly paid, on the following, who are not registered participants of the ECF System:

William H. Narwold
MOTLEY RICE, LLC
20 Church St., 17th Floor
Hartford, CT 06103-3290
Attorney for Plaintiff

James Martin Graves
Gary V. Weeks
BASSETT LAW FIRM
PO Box 3618
Fayetteville, AR 72702-3618
*Attorneys for Defendants George's Inc. and
George's Farms, Inc.*

C. Miles Tolbert
SECRETARY OF THE ENVIRONMENT
State of Oklahoma
3800 N. Classen
Oklahoma City, OK 73118

Delmar R. Ehrich
Faegre & Benson (Minneapolis)
90 S. 7th St., Suite 2200
Minneapolis, MN 55402-3901
*Attorney for Cargill, Inc. and Cargill
Turkey Production, Inc.*

Thomas C. Green
Mark D. Hopson
Jay Thomas Jorgensen
Timothy K. Webster
SIDLEY AUSTIN BROWN & WOOD,
LLP
1501 K. St. NW
Washington, DC 20005-1401
*Attorneys for Tyson Foods, Inc., Tyson
Poultry, Inc., Tyson Chicken, Inc., and
Cobb-Vantress, Inc.*

s/ Randall E. Rose